

## **Board Meeting Minutes September 9, 2019**

The Kansas Board of Cosmetology held a Board meeting on Monday, September 9, 2019, at 9:30 a.m. at the Board office at 714 S.W. Jackson Street, Suite 100, Topeka, Kansas. The Board Secretary recorded the minutes.

### **Board Members Present:**

David Yocum, Chair  
Ashley Rangel, Member  
Christine Burgardt, Member  
Dave Tucker, Member  
Kelly Robbins, Member  
Kimberley Mancuso, Member  
Nichole Hines, Member

### **Staff Present:**

Ms. Gloeckner, Executive Director  
Aubrie Pryer, Assistant Director  
Michaela Ewing, Licensing Director  
Janet Durham, Compliance Supervisor  
Lindsey Bowes, Enforcement / Board Secretary  
Jesse Adams, Region 2 Inspector

### **Members of the Public**

Pamela Ranker  
Melissa Baldwin  
Tina Alejos  
Hayley Horne  
Michelle Legg

### **Board Legal Counsel Present:**

Athena Andaya, General Counsel  
Jane Weiler, Litigation Counsel

### **Public Comment**

No public comment.

### **Call to Order**

David Yocum, Board Chair, called the meeting to Order at 9:40 a.m.

Motion and second to approve the agenda made by Burgardt and Robbins, respectively. Motion carried.

### **Minutes of July 8, 2019, and August 12, 2019**

Motion and second to approve the minutes of July 8, 2019, and August 12, 2019, made by Mancuso and Burgardt, respectively. Motion carried.

### **Traditional Apprentices for Cosmetology Professions: Pam Ranker & Mia Baldwin (Deviant Locks)**

Ms. Gloeckner, Executive Director, informed the Board a request has been made by Ms. Ranker and Ms. Baldwin, both with Deviant Locks, to allow traditional apprentice for cosmetology professions. Ms. Gloeckner provided the Board history of when traditional apprentices for cosmetology professions were previously allowed in the State of Kansas.

The Board discussed the pros and cons of allowing traditional apprentice for cosmetology professions but agreed it would require a law change.

Mr. Yocum requested the item be tabled for further review.

### **Threading HB 2200**

Ms. Gloeckner informed the Board Leslie Roste will be present at the November 2019 Board meeting.

The Board further discussed HB 2200.

### **Recess**

Motion and second to approve recess break until 10:30 a.m. made by Burgardt and Rangel, respectively. Motion carried.

### **Call to Order**

Mr. Yocum, Board Chair, called the meeting back to order at 10:49 a.m.

### **Patriot Tattoo: ToothFairy by Madds (Separation Requirements)**

Aubrie Pryer, Assistant Director, informed the Board the Kansas Dental Board and the Kansas Department of Health & Environment both provided a response in regard to Patriot Tattoo: ToothFairy by Madds.

The Kansas Dental Board indicated the service of “Dental Bling” is not regulated nor monitored by their agency. However, the practitioner providing the service is prohibited from using “DDS” in their name.

The Kansas Department of Health & Environment recommends separation requirements be implemented between Patriot Tattoo and ToothFairy by Madds.

Mr. Yocum requested a letter be sent to Patriot Tattoo and ToothFairy by Madds, informing both businesses of the received recommendations.

Motion and second to approve the letter be sent to Patriot Tattoo and ToothFairy by Madds, informing both businesses of the received recommendation, made by Burgardt and Robbins, respectively. Motion carried.

### **Hot Rocks**

Ms. Pryer requested the Boards clarification on how to handle and how to classify Hot Rocks when found during an inspection of a facility.

Ashley Rangel, Member, requested Gem stones be added for review of proper classification.

The Board discussed the health and safety concerns surrounding hot rocks and gem stones.

Mr. Yocum requested the item be tabled for further review and a letter be sent to the Kansas Department of Health & Environment requesting their opinion.

**Separation Requirements: Afsi Fayazai**

Ms. Pryer informed the Board the Kansas Department of Health & Environment does not see any potential health & sanitation issues with Ms. Fayazai hosting an Air B&B within her facility, and the two sharing a common restroom.

**Unprofessional Conduct**

Athena Andaya, Legal Counsel, informed the Board the regulation for Unprofessional Conduct has been drafted and is ready for review.

Motion and second to approve authorization be granted to office staff to draft and edit the regulation as needed made by Burgardt and Robbins, respectively. Motion carried.

**K.S.A. 65-1903(a)(2)(B)**

Ms. Pryer requested the Boards clarification on K.S.A. 65-1903(a)(2)(B).

The Board reaffirmed K.S.A. 65-1903(a)(2)(B) is to imply one (1) instructor is required for each classroom and one (1) instructor is required for the clinic. One (1) instructor cannot oversee both a classroom and a clinic at the same time.

Ms. Pryer requested clarification from the Board for the Instructor in Training program.

The Board noted the intent for the Instructor in Training program is to allow the trainee to opportunity to teach without direct supervision by a licensed instructor.

The Board requested a survey be sent to the schools regarding the Instructor in Training program.

Motion and second to approve the survey be sent to the schools regarding the Instructor in Training program made by Mancuso and Hines, respectively. Motion carried.

**K.A.R. 69-3-8 Program Credit**

Ms. Gloeckner and Ms. Pryer requested the Board review K.A.R. 69-3-8 for possible update to allow for more hours to be approved.

Mr. Yocum requested the item be tabled for further review.

### **Elegant Design Beauty Academy**

Michaela Ewing, Licensing Director, requested the Boards approval of the curriculum for Elegant Design Beauty Academy.

Motion and second to approve the curriculum for Elegant Design Beauty Academy made by Burgardt and Hines, respectively. Motion carried.

### **KDHE Update**

Ms. Pryer informed the Board of the current status for the Kansas Department of Health & Environment regulation updates.

### **Fall 2019 Newsletter**

The Board requested the item be tabled for further review.

### **Minimum Practices for Each Cosmetology Profession**

The Board requested the agenda item be moved to the Curriculum Subcommittee.

### **Cosmetology Profession Practical Exam**

Ms. Gloeckner informed the Board a decision on whether to keep the exam as-is must be made by January 2020.

The Board requested the item be tabled for further review.

### **Sub-Committee Reports (Standing Review)**

Ms. Pryer informed the Board the Body Art Subcommittee is almost finished meeting their objective.

Ms. Gloeckner requested the Boards approval to close the Hair Braiding Subcommittee. The Board agreed to hold the request for further review.

### **Directors Report (Standing Review)**

Ms. Pryer informed the Board of staff changes and indicated the current inspector regions will change in 2020.

### **Licensing Report July 2019**

For Informational Purposes Only.

### **Enforcement Report June 2019**

For Informational Purposes Only.

### **Enforcement Fineable Violations June 2019**

For Informational Purposes Only.

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Laura Kelly, Governor

**Ergo April, May, June & July 2019 Monthly Report**

For Informational Purposes Only

**Ergo 2<sup>nd</sup> Qtr. Report 2019**

For Informational Purposes Only.

**KBOC April, May, June & July 2019 Cash Balance Report**

For Informational Purposes Only

**KBOC Strategic Plan**

For Informational Purposes Only

**Adjournment**

Motion and second to adjourn the meeting at 12:22 p.m. made by Burgardt and Rangel, respectively. Motion carried.